

3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
Facsimile (702) 949-8321  
Telephone (702) 949-8320

Rob Charles NV State Bar No. 006593  
Email: RCharles@LRLaw.com  
John Hinderaker AZ State Bar No. 018024  
Email: JHinderaker@LRLaw.com

*Attorneys for USACM Liquidating Trust*

E-Filed on 3/18/09

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,  
USA Capital Realty Advisors, LLC,<sup>1</sup>  
USA Capital Diversified Trust Deed Fund,  
LLC,  
USA Capital First Trust Deed Fund, LLC,<sup>2</sup>  
USA Securities, LLC,<sup>3</sup>  
Debtors.

**Affects:**

- ☐ All Debtors  
☒ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☒ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR<sup>1</sup>  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR<sup>2</sup>  
Case No. BK-S-06-10729-LBR<sup>3</sup>

**CHAPTER 11**

Jointly Administered Under  
Case No. BK-S-06-10725 LBR

**NOTICE OF ENTRY OF ORDER  
SUSTAINING OBJECTION OF  
USACM TRUST TO PROOF OF  
CLAIM OF SHERMAN SIMMONS  
FILED IN WRONG DEBTOR'S  
CASE; AND SUSTAINING  
OBJECTION OF DTDF TO  
PROPOSED ALLOWANCE OF  
CLAIM**

Hearing Date: February 3, 2009  
Hearing Time: 9:30 a.m.

**PLEASE TAKE NOTICE** that an Order Sustaining Objection of USACM Trust to  
Proof of Claim of Sherman Simmons Filed in Wrong Debtor's Case; and Sustaining

<sup>1</sup> This bankruptcy case was closed on September 23, 2008.

<sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 21, 2007.

LEWIS  
AND  
ROCA  
LLP  

---

L A W Y E R S

1 Objection of DTDF to Proposed Allowance of Claim [DE 6937] was entered on the 13th  
2 day of March, 2009, a true and correct copy of which is attached hereto as Exhibit A.

3 RESPECTFULLY SUBMITTED March 18, 2009.

4 LEWIS AND ROCA LLP

5  
6  
7 By /s/ John Hinderaker (#018024)  
8 Rob Charles  
9 John Hinderaker  
10 *Attorneys for USACM Liquidating Trust*  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
702-949-8320

11 Copy of the foregoing mailed by First  
12 class Postage prepaid U.S. mail  
On March 18, 2009 to:

13 Sherman Simmons  
14 3725 Industrial Road  
15 Las Vegas, NV 89109

16  
17 /s/ Carrie Lawrence  
Lewis and Roca LLP